

1 Patrice L. Bishop (182256)
pbishop@ssbla.com
2 STULL, STULL & BRODY
9430 W. Olympic Blvd., Suite 400
3 Beverly Hills, CA 90212
Tel: 310-209-2468
4 Fax: 310-209-2087

5 *Local Counsel for Plaintiffs*
6 *and the Putative Class*

7
8 UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11
12 GREGORY COFFENG, MARK GLASER
13 and JORDAN WILSON, individually and on
behalf of all others similarly situated,

14 Plaintiffs,

15 v.
16

17 VOLKSWAGEN GROUP OF AMERICA,
INC.,

18 Defendant.
19
20

Case No. 17-cv-01825-JD

**DECLARATION OF GARY S.
GRAIFMAN IN SUPPORT OF MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

DATE: October 25, 2018
TIME: 10:00 a.m.
JUDGE: Hon. James Donato
CRTRM: 11, 19th Floor

1 I, Gary S. Graifman, declare and say that:

2 1. I am a member of the firm Kantrowitz, Goldhamer & Graifman, P.C. and admitted
3 to practice *pro hac vice* in the above-entitled matter. I am co-counsel of record for Plaintiffs and
4 the proposed class herein. I make this Declaration in support of the Motion for Preliminary
5 Approval of Class Action Settlement. I have personal knowledge of the matters stated herein and
6 if called as a witness could and would competently testify thereto.

7 2. This case was brought by Plaintiffs alleging defects in the primary engine water
8 pump for certain Volkswagen and Audi vehicles including the following (herein called “Class
9 Vehicles”): (i) certain 2008 through and including 2014 model year Audi motor vehicles equipped
10 with the 2.0L EA888 TSI or TFSI turbocharged engine; and (ii) certain 2008 through and
11 including 2014 model year Volkswagen motor vehicles equipped with the 2.0L EA888 TSI
12 turbocharged engine. Class Vehicles equipped with 2.0L EA888 TSI or TFSI turbocharged four
13 cylinder multi-valve engines include, but are not limited to, engine codes CCTA, CAEB, CAED
14 and CBFA.

15 3. Attached hereto as **Exhibit A** is the Settlement Agreement entered into by and
16 between the Parties to this action signed in or about August 9, 2018, together with the exhibits
17 thereto comprised of the following: Exhibit 1 is the Claim Form to be disseminated to owners and
18 lessees of VW and Audi Settlement Class Vehicles; Exhibit 2 is just a face page placeholder at this
19 time for the [Proposed] Final Order and Judgment, which will be finalized and submitted prior to
20 and in connection with the Motion for Final Approval and/or at a time as ordered by the Court;
21 Exhibit 3 is the [Proposed] Preliminary Approval Order; Exhibit 4 is a list of all of the vehicle
22 VIN numbers for Class Settlement Vehicles, to be filed under seal, with the Court’s permission,
23 since it contains confidential protected identifying information. If preliminary approval is granted,
24 Class Members will be able to determine whether their individual vehicle(s) is/are covered under
25 the Settlement by typing their vehicle(s)’ VIN number(s) in a link on the Settlement website.
26 Exhibit 5 is the Proposed Class Notices for VW Settlement Vehicles and Audi Settlement
27 Vehicles.

